

## **FALL RIVER COUNTY APPROVED MINUTES OF JUNE 4, 2020**

The Fall River Board of County Commissioners met in regular session on June 4, 2020. Present: Joe Allen, Joe Falkenburg, Heath Greenough, Paul Nabholz, Deb Russell and Sue Ganje, Auditor.

The Pledge of Allegiance was given, and the meeting called to order at 9:00 a.m.

The agenda was reviewed for conflicts. ALL MOTIONS RECORDED IN THESE MINUTES WERE PASSED BY UNANIMOUS VOTE, UNLESS OTHERWISE STATED. The full context of the meeting can be found on the county website under Commissioners at <http://fallriver.sdcounties.org>, or under Fall River County Commission, SD at <http://www.YouTube.com>.

Motion made by Greenough, seconded by Russell, to approve the agenda as written.

No minutes were currently available.

Motion made by Nabholz, seconded by Russell, to table the April 30, 2020 Auditor's Account.

Motion made by Russell, seconded by Greenough, to surplus to junk an office chair, #01781, from the Register of Deed's Office.

No applications for county assistance or death expenses were presented to the board.

Frank Maynard, Emergency Management, met with the board to update the board on the Region 4 and SD Department of Health weekly meeting to share information and assess needs for Covid-19.

Motion made by Greenough, seconded by Russell, to allow Maynard to purchase a new LG cell phone to replace the one that is not working properly.

Maynard updated the board that he has completed his certification as flood plain manager, weekly weather/climate and fuels report, laptop computer and fires and incidents.

Commissioner Falkenburg spoke with the board on the current drought in Fall River County. Motion made by Greenough, seconded by Allen, to approve the following resolution:

### **FALL RIVER COUNTY RESOLUTION # 2020-14 EMERGENCY DROUGHT DISASTER RESOLUTION**

WHEREAS, the vast majority of Fall River County has failed to receive adequate precipitation for the preceding twelve month period, and

WHEREAS, the lack of precipitation over the past years has created a catastrophic state of drought, and

WHEREAS, the drought conditions have had an enormous effect on the production capabilities of the agricultural industry, which in turn severely affects the entire local economy, and

WHEREAS, the lack of consistent precipitation has resulted in the lack of rain water runoff and therefore caused livestock ponds, dams, wells and natural water holes to dry up, and

WHEREAS, the grass, what there is of it, in the pastures in the county is bone dry, and quickly allows the start and spread of wildfires thus making containment almost impossible, and

WHEREAS, the local volunteer fire departments have almost depleted their resources in quelling wild fires, and

WHEREAS, the lack of dependable precipitation has resulted in record low subsoil moisture and has caused the water table to drop significantly,

NOW THEREFORE BE IT RESOLVED, that the Fall River County Commissioners declare that current drought conditions have created a natural disaster within Fall River County, and

BE IT FURTHER RESOLVED, that both farmers/ranchers and local businesses may be eligible for disaster aid grants and/or low interest Economic Injury Disaster loans from the Farm Services Agency and Small Business Administration Agency retroactive to January 1, 2020, and

BE IT FURTHER RESOLVED that the Board of County Commissioners for and on behalf of the citizens of Fall River County, request that the Governor of the State of South Dakota petition the Secretary of Agriculture to declare Fall River County a drought disaster area, and

BE IT FURTHER RESOLVED that an Emergency exists in Fall River County and this Resolution shall be in effect from and after its publication and this action is necessary for the preservation of the public peace, health and safety.

Dated this 4<sup>th</sup> day of June, 2020.

/s/Joe Falkenburg, Chairman  
Fall River County Board of Commissioners

ATTEST:  
/s/Sue Ganje, Fall River County Auditor

Susie Hayes, Director of Equalization, met with the board. Motion made by Allen, seconded by Greenough, to approve Caitlin Turner, Appraiser, as an additional Equalization Deputy, \$0.35 per hour raise increase, effective immediately.

Motion made by Nabholz, seconded by Russell, to approve the abatement request for West River Transit Authority Inc. (Prairie Hills Transit), parcel #75410-00200-00700, in the amount of \$1,575.66. Reason: Property was purchased by a tax-exempt entity.

Hayes also presented the 2020 abstract recaps, and briefly spoke of a change to the Property Tax Discretionary Formula's and need for a new resolution. This will be brought back to the board.

Commissioner Nabholz spoke to the board to discuss the lack of the fair being held in Fall River County this year due to liability issues with COVID-19 and associated SDSU restrictions that prevent the public showing of 4-H animals and award presentations. Motion made by Nabholz to send SDSU a request to drop the Covid-19 restrictions by August 1, 2020 to allow 4-H to proceed forward as in the past.

Motion made by Nabholz, seconded by Russell, to withdraw the original motion and table the item until after executive session.

Dustin Ross, Andersen Engineers, met with the board. Motion made by Allen, seconded by Russell, to approve the following resolution:

**FALL RIVER COUNTY RESOLUTION #2020-15**

**A plat of Mykelsi Tract of Sections 27 and 28, T9S, R5E, BHM, Fall River County, South Dakota**

**Formerly the E1/2 Section 28 lying South of the Highway, and a part of the W1/2W1/2 of Section 27**

WHEREAS, there has been presented to the County Commissioners of Fall River County, South Dakota, the within plat of the above described lands, and it appearing to this Board that the system of streets conforms to the system of streets of existing plats and section lines of the county; adequate provision is made for access to adjacent unplatted lands by public dedication or section line when physically accessible; all provisions of the county subdivision regulations have been complied with; all taxes and special assessments upon the property have been fully paid; and the plat and survey have been lawfully executed; now and therefore,

BE IT RESOLVED that said plat is hereby approved in all respects.

Dated this 4<sup>th</sup> day of June, 2020.

ATTEST:  
/s/ Sue Ganje  
Fall River County Auditor

/s/ Joe Falkenburg  
Fall River County Board of Commissioners

Clint Phillips, Acting Director, US Forest Service, met with the board to inform them that the District Ranger position has been filled by Julie Wheeler, effective July 5, 2020. Discussion was held on wells and drill rigs in the county, along with possible road agreements between the Forest Service and the County. These proposed agreements would include the Forest Service furnishing equipment and the county providing labor, mainly on county roads designated as minimum maintenance. Phillips noted that there are no committed plans as budgets fluctuate but agreements could be worked out if mutually beneficial to both parties. Falkenburg asked Phillips to bring a draft agreement to the next meeting.

Don Hammond, Brosz Engineers, met with the board to present the 2020 summary report of the Fall River County Bridge Maintenance inspections. Hammond noted that overall, the structures in the county remain in good condition, but there are four structures noted as priority. Bridges that have overlay on them deteriorate faster but cracks are being sealed every other year. Design life, minor maintenance and replacement cost guidelines were also discussed, along with the Ardmore bridge. Preservation of bridges is a requirement in applying for bridge improvement grants.

Randy Seiler, Highway Superintendent, met with the board. Motion made by Greenough, seconded by Russell, to approve the application for road approach permit to the south side of Hot Brook Canyon Road, #18B, approximately at 1284 Hot Brook Canyon Road.

Motion made by Nabholz, seconded by Russell, to approve the application by Golden West for permit to occupy the county highway right-of-way from existing vault near the driveway to 11192 Pine Hills Drive to the driveway to 11194 Pine Hills Drive (approximately 650 feet).

The application for permit to occupy county highway right-of-way at the Junction of Admiral Road and East South Shore Road is in a subdivision; the subdivision will have to approve it.

Motion made by Allen, seconded by Greenough, to approve hiring for Casey Raskiewicz and Clayton Steinmetz, \$15.05 per hour, as per union contract.

Seiler updated the board that Chilson bridge has went to bid letting; it will be a couple of months before bids will be opened. Angostura Road has been patched. The Game Fish and Parks would contribute \$13,500 for five years (\$67,500) to the county to apply Base 1 on Shep's Canyon Road but would reimburse the county \$15,000 for mag water in 2020. Seiler recommended the Mag water; the board requested a letter be sent to Game, Fish and Parks and have more discussion at the next meeting.

Mark Kirkeby, SD Department of Transportation, met with the board to present documents needed for the North River street road project. Motion made by Russell, seconded by Allen, to approve the following: Temporary Easement Agreement; Relocation Assistance Agreement and the Permanent Easement for Drainage and Utility Purposes (Offer and Statement of Compensation in the amount of \$865.00). All is for Project No. NH 0385(48) 35.

Motion made by Allen, seconded by Russell, to approve the bills as follows:

**GENERAL FUND**

A & B WELDING SUPPLY CO.	WELDING SUPPLIES/LEASE	\$185.70
FIDELITY SEC. LIFE INS CO	EYE INSURANCE	\$128.00
AMERICAN FAMILY ASSURANCE	AMERICAN FAMILY ASSURANCE	\$590.66
A-Z SHREDDING INC	SHREDDING	\$67.86
BEESELEY LAW OFFICE	CAAF	\$4,386.15
BLACK HILLS CHEMICAL	SUPPLY	\$293.55
BRUMBAUGH & QUANDAHL,P.C.	GARNISHMENT	\$36.36
BLACK HILLS ENERGY	UTILITY POWER ELECTRIC	\$3,490.43
BOMGAARS	SUPPLY	\$63.96
BOSTON MUTUAL LIFE INS CO	LIFE INSURANCE	\$32.76
BREIT & BOOMSMA, P.C.	GARNISHMENT	\$307.30
BUILDER'S FIRST SOURCE	SUPPLY	\$216.90
CAMERON, GEORGE	COURT REPORTER	\$163.40
CENTURY BUSINESS LEASING	COPIER LEASE AND USAGE	\$167.67
CHARM-TEX, INC.	SUPPLY	\$55.90
CREDIT COLLECTION BUREAU	COLLECTIONS	\$211.26
DELTA DENTAL PLAN OF SD	DELTA DENTAL	\$2,510.70
SD DEPARTMENT OF REVENUE	ALCOHOL BEVERAGE LICENSE	\$1,200.00
EFTPS	PAYROLL TAXES	\$36,707.64
ELECTION SYSTEMS & SOFT	BALLOTS	\$4,201.24
EXECUTIVE MGMT FINANCE	BIT NETWORK FEES	\$125.00
DUDE SOLUTIONS INC	GIS SUPPORT CONTRACT	\$265.98
FALKENBURG, JOE	MILEAGE REIMBURSEMENT	\$174.72
FARRELL,FARRELL &GINSBACH	CAAF	\$3,953.21
FALL RIVER COUNTY HERALD	PUBLICATION	\$1,504.62
GOLDEN WEST TECHNOLOGIES	SERVICE/NETWORK/SERVER	\$4,899.20
HEAVY HIGHWAY FRINGS	INSURANCE FEES	\$600.00
HOT SPRINGS ACE HARDWARE	SUPPLY	\$151.20
HOT SPRINGS AUTOMOTIVE	SUPPLY	\$118.81
CITY OF HOT SPRINGS	2ND QTR FIRE SPRINKLER	\$24.00
HUNT, KAREN PAIGE	MI	\$209.00
IOWA LABORERS DISTRICT	HEALTH INSURANCE	\$19,141.50
LIUNA LABORERS LOCAL 620	UNION DUES	\$275.00
LAKOTA CONTRACTING, INC.	UNIFORM ALLOWANCE	\$199.85
LOGUE PATRICIA	RIDE-A-LONG	\$80.00
MARCO	COPIER LEASE	\$165.00
MARTY'S TIRE & AUTO BODY	SERVICE	\$781.66
MCLEODS OFFICE SUPPLY CO.	SUPPLIES	\$80.57
MOWER, BRENDA	BLOOD DRAW	\$225.00
NATIONWIDE RETIREMENT SOL	NATIONWIDE RETIREMENT	\$500.00

NEW YORK LIFE INSURANCE	NEW YORK LIFE INSURANCE	\$65.00
NORTON,TINA	CONTRACT NURSE INMATE	\$1,150.00
CHILD SUPPORT PAYMENT CNT	CHILD SUPPORT	\$655.00
ONSOLVE	CODE RED WARNING SYSTEM	\$2,800.00
PENNINGTON COUNTY JAIL	INMATE MEDICAL PENNINGTON	\$44.51
QUILL CORPORATION	OFFICE SUPPLIES	\$350.46
SDACC	2ND QTR CATASTOPHIC	\$2,939.00
SD RETIREMENT SYSTEM	SDRS CONTRIBUTION	\$17,204.08
SERVALL	RUG/UNIFORM SERVICE	\$570.52
SOFTWARE SERVICES INC	SOFTWARE SERVICE	\$800.00
SONNY'S SUPER FOODS	SUPPLY	\$96.15
SD SUPPLEMENT RETIREMENT	SDRS SUP RETIREMENT	\$1,600.00
STEINMETZ, NINA	REIMBURSEMENT	\$34.75
NORTON, MIKAYLA	BLOOD DRAW	\$150.00
TRUGREEN COMMERCIAL	SERVICE	\$42.24
UJNITED WAY BLACK HILLS	UNITED WAY DONATION	\$54.99
VERIZON WIRELESS	CELL PHONE PLAN	\$778.35
WEICHMANN, CYNTHIA	COURT REPORTER	\$1,504.80
WENDELL'S GARAGE	SERVICE	\$595.33
BEHRENS, DONNA	MILEAGE REIMBURSEMENT	\$53.34
JANIS, BOBBIE	REIMBURSEMENT	\$27.50
COMMISSIONER	MAY SALARIES	\$4,100.00
ELECTION	MAY SALARIES	\$902.00
AUDITOR'S OFFICE	MAY SALARIES	\$16,247.32
AUDITOR'S OFFICE	OVERTIME	\$143.09
TREASURER'S OFFICE	MAY SALARIES	\$16,000.21
TREASURER'S OFFICE	OVERTIME	\$648.94
STATE'S ATTORNEY'S OFFICE	MAY SALARIES	\$11,796.77
STATE'S ATTORNEY'S OFFICE	OVERTIME	\$29.64
MAINTENANCE	MAY SALARIES	\$11,118.26
MAINTENANCE	OVERTIME	\$366.72
ASSESSOR'S OFFICE	MAY SALARIES	\$15,294.80
ASSESSOR'S OFFICE	OVERTIME	\$132.04
REGISTER OF DEEDS OFFICE	MAY SALARIES	\$7,119.47
VETERAN'S SERVICE OFFICE	MAY SALARIES	\$3,616.69
GIS OFFICE	MAY SALARIES	\$3,563.48
SHERIFF	MAY SALARIES	\$29,155.89
SHERIFF	OVERTIME	\$3,884.74
JAIL	MAY SALARIES	\$19,335.63
JAIL	OVERTIME	\$2,231.72
CORONER	MAY SALARIES	\$450.00
NURSE'S OFFICE	MAY SALARIES	\$3,613.29
EXTENSION OFFICE	MAY SALARIES	\$2,184.00

WEED & PEST OFFICE	MAY SALARIES	\$4,359.27
	TOTAL FOR GENERAL FUND	\$276,301.75

**COUNTY ROAD & BRIDGE**

A & B WELDING SUPPLY CO.	WELDING SUPPLIES/LEASE	\$55.05
ADVANCE DRUG TESTING	RANDOM EMPLOYEE DRUG TEST	\$26.00
FIDELITY SEC. LIFE INS CO	EYE INSURANCE	\$42.46
AMERICAN FAMILY ASSUARNCE	AMERICAN FAMILY ASSURANCE	\$350.88
BARCO MUNICIPAL PRODUCTS	SUPPLY	\$672.50
BLACK HILLS ENERGY	UTILITY POWER ELECTRIC	\$479.26
BOMGAARS	SUPPLY	\$336.97
BROSZ ENGINEERING, INC.	ENGINEERING	\$492.5
BUTLER MACHINERY CO.	SUPPLIES/REPAIRS	\$340.98
DALE'S TIRE & RETREADING	TIRE PARTS/SUPPLY	\$215.64
DELTA DENTAL PLAN OF SD	DELTA DENTA	\$431.70
FLOYD'S TRUCK CENTER	REPAIRS/PARTS	\$520.26
EFTPS	PAYROLL TAXES	\$7,505.64
FALL RIVER AUTO SUPPLY	AUTO PARTS/REPAIRS	\$37.88
FALL RIVER COUNTY HERALD	PUBLICATION	\$100.00
GODFREY BRAKE SERVICE	PARTS	\$202.23
HEAVY HIGHWAY FRINGE	INSURANCE FEES	\$120.00
SIMON MATERIALS	GRAVEL	\$291,900.00
HOT SPRINGS ACE HARDWARE	SUPPLY	\$110.82
HOT SPRINGS AUTOMOTIVE	AUTO SUPPLY PARTS	\$244.12
RICOH USA INC	CONTRACT SERVICE	\$75.00
IOWA LABORERS DISTRICT	HEALTH INSURANCE	\$2,900.00
LIUNA LABORERS LOCAL 620	UNION DUES	\$150.00
LAWSON PRODUCTS	PARTS	\$242.18
LIBERTY CHRYSLER CENTER	PARTS	\$205.98
MG OIL	INVENTORY/SUPPLY	\$700.15
MAVERICK TIRE & AUTO	SERVICE	\$78.94
NEWMAN TRAFFIC SIGNS	SIGNAGE	\$97.91
RAPID CITY JOURNAL (THE)	ADVERTISEMENT	\$550.00
RAPID DELIVERY	DELIVERY	\$14.38
SAFETY-KLEEN SYSTEMS, INC	SUPPLIES	\$248.94
SD DEPT OF TRANSPORTATION	STATE COST SHARE ROA	\$2,896.68
SD RETIREMENT SYSTEM	SDRS CONTRIBUTION	\$3,849.32
SEILER, RANDY	CELLPHONE REIMBURSEMENT	\$75.00
TRANSOURCE	PRESSURE TEST	\$1,464.42
SUMMIT SIGNS & SUPPLY INC	SIGNAGE	\$1,487.50
HIGHWAY DEPARTMENT	MAY SALARIES	\$31,251.54
HIGHWAY DEPARTMENT	OVERTIME	\$826.21
	TOTAL FOR COUNTY ROAD & BRIDGE	\$351,299.04

**911 SURCHARGE REIMBURSEMENT**

FIDELITY SEC. LIFE INS CO	EYE INSURANCE	\$29.24
AMERICAN FAMILY ASSURANCE	AMERICAN FAMILY ASSURANCE	\$67.21
CREDIT COLLECTION BUREAU	COLLECTIONS	\$302.86
DELTA DENTAL PLAN OF SD	DELTA DENTAL	\$405.20
EFTPS	PAYROLL TAXES	\$4,123.75
HEAVY HIGHWAY FRINGE	INSURANCE FEES	\$75.00
IOWA LABORERS DISTRICT	HEALTH INSURANCE	\$1,812.50
LIUNA LABORERS LOCAL 620	UNION DUES	\$50.00
PORTFOLIO RECOVERY ASSOC.	GARNISHMENT	\$176.54
QUILL CORPORATION	OFFICE SUPPLIES	\$61.97
RUSHMORE COMMUNICATIONS	EM RADIO	\$385.00
SD RETIREMENT SYSTEM	SDRS CONTRIBUTION	\$2,102.60
VERIZON WIRELESS	CELL PHONE PLAN	\$44.23
DISPATCH	MAY SALARIES	\$14,931.50
DISPATCH	OVERTIME	\$2,590.29
	TOTAL FOR 911 SURCHARGE REIMBURSEMENT	\$27,157.89
<b>EMERGENCY MANAGEMENT</b>		
EFTPS	PAYROLL TAXES	\$1,344.64
GOLDEN WEST TECHNOLOGIES	SERVICE/NETWORK/SERVER	\$8.50
HOT SPRINGS AUTOMOTIVE	SUPPLY	\$56.92
MARCO	COPIER LEASE	\$38.90
SD RETIREMENT SYSTEM	SDRS CONTRIBUTION	\$569.22
VERIZON WIRELESS	CELL PHONE PLAN	\$188.45
FR EMERGENCY MANAGEMENT OFFICE	MAY SALARIES	\$4,798.55
	TOTAL FOR EMERGENCY MANAGEMENT	\$7,005.18
<b>24/7 SOBRIETY FUND</b>		
EFTPS	PAYROLL TAXES	\$306.02
SD RETIREMENT SYSTEM	SDRS CONTRIBUTION	\$43.36
24/7 OFFICE	MAY SALARIES	\$2,011.75
	TOTAL FOR 24/7 SOBRIETY FUND	\$2,361.13
<b>COURTHOUSE BUILDING FUND</b>		
BOMGAARS	SUPPLY	\$14.99
	TOTAL FOR COURTHOUSE BUILDING FUND	\$14.99
	TOTAL PAID BETWEEN 5/20/20 AND 6/4/20	\$664,140.00

With Nabholz voting no, all others voting yes, motion carries.

Break was taken at 10:10 a.m. and meeting resumed at 10:15 a.m.

Public comment was heard from Joe Falkenburg noting \$25,000 donated locally by First Interstate Bank; Sheriff Evans reported that there is 4 females and 7 males in the Fall River County Jail, for a total of 11. Evans also reported on an issue at Cascade Falls by individuals parking on the highway and that Coldbrook has now opened their road, but not the campground at this time.



The Covid-19 resolution was reviewed. Motion made by Nabholz, seconded by Russell, to fully open the courthouse. Discussion was held on pros and cons of this. With Nabholz voting yes, all others voting no, motion fails.

Motion made by Greenough, seconded by Allen, to leave the courthouse as is. With Nabholz voting no, all others voting yes, motion carries.

The following people presented budget requests for 2021:

Milton Berg, Hot Springs Senior Center  
Kehala Two Bulls, CASA  
Barb Cline, Prairie Hills Transit  
Julie Birner, Addiction Recovery of the Black Hills  
Kyle Stainbrook, Boys and Girls Club  
Kelsey Trotter, Edgemont YMCA  
Don Kellogg, Edgemont Senior Citizens and Senior Meals  
Dawn Johnson, Hot Springs Public Library  
Stacie Harter, Edgemont Public Library

Stacey Martin, GIS, met with the board. Motion made by Nabholz, seconded by Greenough, to approve a quit claim deed to the Hot Springs School all of Lot 8.

Jessica Hamar, Oelrichs Senior Center presented her 2021 budget request.

Nina Steinmetz, Weed and Pest Supervisor, met with the board. Motion made by Allen, seconded by Nabholz, to utilize the grant funding in the amount of \$4,500.00 from the SD Department of Ag for prairie dog cost reimbursement.

Break was taken at 11:13 a.m. and meeting resumed at 11:18 a.m.

Motion made by Russell, seconded by Nabholz, to enter executive session as per SDCL 1-25-2 (1) for personnel purposes, at 12:43 p.m.

Meeting reconvened at 1:02 p.m.

Motion made by Nabholz, seconded by Russell, to take the letter to SDSU off the table.

Motion made by Nabholz, seconded by Russell, to authorize Commissioners Falkenburg and Greenough the authority to send a letter to SDSU requesting that they drop the COVID restrictions by August 1<sup>st</sup>, 2020 to allow for achievement days.

The Official Canvass of the June 2, 2020 Primary Election was conducted by the board.

Motion made by Russell, seconded by Greenough, to approve the Official 2020 Primary Election Canvass.

Motion made by Allen, seconded by Nabholz, to adjourn at 1:23 p.m.

/s/Joe Falkenburg  
Joe Falkenburg, Chairman  
Board of Fall River County Commissioners

ATTEST:

/s/ Sue Ganje

Sue Ganje, Fall River County Auditor